

FOURTH MAN FALLS UNDER HER BLOWS

Miss Owens Routs Three Others With Umbrella and Has One Arrested as "Masher."

New York, May 25.—After putting three men to rout with an umbrella at Alexander Avenue and 115th Street on Tuesday evening, when they made slurring remarks as she passed, Miss Nellie S. Owens, of Philadelphia, a demonstrator of perfume, who is visiting at the home of her sister, at 364 East 143d Street, severely thrashed and caused the arrest of a man at Third Avenue and Fourteenth Street on the charge of insulting her yesterday.

Miss Owens, who is about thirty years old, muscular, handsome and apparently able to take care of herself at all times, was descending the elevated railroad steps when she felt a hand upon her shoulder. She turned and saw a man, who later gave the name of Joseph Nicalizzo, of 440 East 104th Street. She retraced her steps, while Nicalizzo followed her.

"I was carrying an umbrella and was tempted to use it upon the fellow at the time," said Miss Owens, "but to make sure that he was following me, I went to the south stairway and started for the street. I saw the man follow me down the steps, and when I got to the bottom he called to me to follow. I then turned upon and beat him with my umbrella. He fell down, and I poked him with the point of the umbrella. I was angry and when the policeman came and arrested the fellow I promptly made a charge against him and will be in the Yorkville Police Court to-morrow when the case is called."

A large crowd encouraged the irate woman as she belabored Nicalizzo with cries of "Give it to him good!" "Put out his eyes!" "Lynch him!" and the like. Miss Owens said it was the duty of every woman to protect herself and prosecute "mashers."

DECISION BLOW AT GOVERNMENT

(Continued From First Page.)

Justice Harlan maintains the court should have replied emphatically to the Standard Oil attorneys when they insisted upon a "reversal of the former rulings" of the court, as follows:

"That question, according to our practice, is not open for further discussion here. This court long ago deliberately held (1) that the act, interpreting its words in their ordinary acceptance, prohibits all restraints of interstate commerce by combinations, in whatever form and whether reasonable or unreasonable; (2) the question relates to matters of public policy in reference to commerce among the States and with foreign nations, and Congress alone can deal with the subject; (3) this court will not encroach upon the authority of Congress in the guise of construction, it should assume to determine a matter of public policy; (4) the parties must go to Congress and obtain an amendment of the anti-trust act if they think this court was wrong in its former decision; (5) this court cannot and will not judicially legislate, since its function is to declare the law, while it belongs to the legislative department to make the law."

Not Offensive to Rule.

Then, referring to the phrase which Chief Justice White used in his opinion, Justice Harlan added: "Such a course I am sure, would not have offended the rule of reason."

At the conclusion of his opinion Justice Harlan acknowledged that his brethren had deemed it best to pursue a different course from that which he advocated.

"They have now said," explained the justices, "to those who condemn our former decisions and who object to all legislative prohibitions of contracts, combinations and trusts in restraint of interstate commerce, 'you may now restrain such commerce, provided you are reasonable about it; only take care that the restraint is not undue.'"

"The disposition of the case under consideration, according to the views of the defendants, will, it is claimed, quiet and give rest to the business of the country." On the contrary, I have a strong conviction that it will throw the business of the country into confusion and invite widely extended and harassing litigation, the injurious effects of which will be felt for many years to come.

New Medicine Supplied To Drug Stores Throughout South

The Public Is Given An Opportunity To Test Merit of Digestit, the New Relief for Stomachs.

Any drug store for a full size package of Digestit is a harmless remedy, absolutely free from poisons or habit-forming drugs; it simply digests food and tones up the stomach to its natural healthful condition. Two or three tablets after meals will relieve stomach troubles, and instantly, and the continued use for a short time will permanently cure dyspepsia. Get a package from your drug store to-day, and try it with understanding that if you will get your money back if you want it, or write to the Digestit Co., Jackson, Miss., for an order to your drug store. Don't delay. Try DIGESTIT now.

Kindling Wood
\$1.50 Half Cord
'Phone Madison 177
S. H. Cottrell & Son.



At Last A Guaranteed Method

I shall be pleased to rid any home or building of all rats and mice before asking the payment of one cent—an offer which no one has ever made before.

Isn't this your best protection and most convincing proof that I can do the work? My methods are absolutely safe and effective and my terms most reasonable.

Why not call up to-day or write for particulars and prices?

OTTO ORKIN
Guaranteed Yearly Contracts.
Tel. Madison 6246-J,
501 Mutual Building,
Richmond, Va.

REFERENCES:
C. & O. Railway Offices.
Everett Wadley Company.
E. A. Saunders Sons Co.
E. W. Gates & Son Co.
Jno. L. Williams.
Dr. Wm. H. Parker.
Dr. Richard C. Walden.
Dr. A. W. Freeman.
And many others.

facts of which will be felt for many years to come.

"When Congress prohibited every contract, combination or monopoly in restraint of commerce, it prescribed a simple, definite rule that all could understand and which could be easily applied by every one wishing to obey the law and not to conduct their business in violation of law."

Thinks Litigation Likely.

"But now, it is to be feared, we are to have, in cases without number, the constantly recurring inquiry—difficult to solve by courts—whether the particular contract, combination or trust involved in each case is or is not an 'unreasonable' or 'undue' restraint of trade. Congress, in effect, said that there should be no restraint of trade in any form and this court solemnly adjudged many years ago that Congress meant what it thus said in clear and explicit words, and that it could not add to the words of the act."

"But those who condemn the action of Congress are now, in effect, informed that the courts will allow such restraints of interstate commerce as are shown not to be unreasonable or undue."

The justice incorporated in his prepared opinion, in effect, what he said orally in dissenting in regard to the dangers of judicial legislation.

"The supreme law of the land," he added, "which is binding alike upon all—upon Presidents, Congresses, the courts and the people—gives to Congress alone and to Congress alone, authority to regulate interstate commerce, and when Congress forbids any restraint of such commerce in any form, all must obey its mandate. To overreach the action of Congress merely by judicial construction is, by indirect means, a blow to the integrity of our governmental system, and in the end will prove most dangerous to all."

NO ADDITION TO NAVY YARD

Secretary Meyer Finds No Need of Increased Facilities.

Washington, May 25.—Upon his return to Washington from New York, where he inspected the New York Navy Yard, Secretary of the Navy Meyer yesterday announced that the yard would not be increased in size, and that the courts were there was no necessity for its extension, as the work at the navy yards generally had materially decreased, and was expected to decrease still further because of the department's policy of making the ships self-sustaining as far as possible.

CIPRIANO CASTRO MISSING

Former Dictator Supposed to Have Left the Canal Zone.

La Palma, Canary Islands, May 25.—The civil authorities are conducting an inquiry into the alleged departure from here a fortnight ago of former President Cipriano Castro, of Venezuela.

SIXTY BELIEVED DROWNED WHEN STEAMSHIP SINKS

Taboga Strikes Rock Off Coast of Panama and Goes Down.

Gunboat to Rescue.

Panama, May 25.—The National Steamship Line steamer Taboga struck a rock off Punta Mita, Tuesday, and sank a short time afterward. Of the 160 passengers on board, only forty are known to have been saved.

The Taboga had a cargo of cattle, and was on her regular coastwise trip. The scene of the accident is about 100 miles from the nearest telegraph station, which makes it difficult to obtain details.

The United States gunboat Yorktown left here to-day for the scene of the disaster.

Off to the Rescue.

Washington, May 25.—The Navy Department is in receipt of a telegram from the commanding officer of the United States ship Yorktown, at Panama, reporting that the steamer Taboga foundered near Punta Guano, Panama, and that he was proceeding with the Yorktown to rescue her passengers, having been requested to do so by the President of Panama. Punta Guano is about 115 miles southwest of the city of Panama.

It is supposed that the Taboga is a steel screw steamer of 649 tons, built in 1898, and was in the

WILL NOT ABDE BY PARK CAUCUS

(Continued From First Page.)

bidders did not apply to furnishing offices of Cabinet officers.

"I have never heard the right of a Cabinet officer to purchase what he used for his office use questioned," said Mr. Weed.

The furnishings for Mr. Hitchcock's room cost about \$3,300. Asked if he knew any relatives or friends having expensive furniture in their respective rooms, Mr. Weed replied: "Many of them. I named the New York Central Railroad officials and the Equitable Life Insurance offices."

Explains Cressate Order.

Washington, May 25.—Secretary of the Treasury Curtis, who ordered customs collectors last December to accept customs at American ports free of duty, reversing a prior order by Assistant Secretary Andrew, testified to-day before the House Committee investigating the Treasury Department.

Mr. Curtis said the order was arbitrary one of his own, based upon the tariff law, and to make uniform the practice in the ports of the United States relating to cressate imports. In this order, he said, he had the approval of the Secretary of the Treasury. To safeguard the government, he added, the order provided that future entries of cressate containing more than one per cent of chlorine should be referred to the department. Since the order, he said, no such imports had been reported.

Mr. Curtis told the committee of a conversation concerning the cressate matter with Callan L. Benson, who had charged that the government was losing millions of dollars by the Curtis decision.

"When Mr. Benson was in Secretary MacVeagh's office," said Mr. Curtis, "I heard the secretary say that his brother Wayne had told him that he thought the department's decision in the cressate matter was right. Some time after that, just before Secretary MacVeagh and I had decided to reverse Mr. Andrew's ruling in this matter, Wayne MacVeagh came to the room. We talked about various matters, and finally Wayne MacVeagh pulled some papers from his pocket and said: 'By the way, I have been asked to see you about this decision in the cressate oil matter. The decision is all wrong.'"

"I interrupted him at once and said: 'Mr. MacVeagh, you needn't waste any time about that. We've already decided that the ruling was wrong, and have changed it.'"

"That's good," Mr. Wayne MacVeagh replied. 'Allow me to congratulate you. You are the first government official I ever met who was willing to reverse himself.'"

"I told him that I was glad to receive his congratulations, but that I was not reversing myself, and that I maintained Mr. Andrew was wrong."

"I don't know who Mr. Wayne MacVeagh represented or whether he had a retainer. The matter was disposed of, and about it, and about it. I assumed, knowing that he had been counsel for the Pennsylvania Railroad, that he probably came representing that corporation. But he came to the department after the decision, and my suggestion that he did not is a fabrication."

Date for Vote Fixed.

Washington, May 25.—The Senate today fixed June 12 for a vote on the joint resolution providing for the election of United States Senators by direct vote of the people. The resolution already passed the House.

Senator Stone expressed the fear that the Senate's action would block consideration of the House bill, and any other bills which might be reported from committees before June 12, and said he did not object to the final adjournment of the Senate, but that he withheld his objection reluctantly.

BATTLES WITH EAGLE

Aviator Has Thrilling Experience in Flight.

Madrid, May 25.—With the exception of the crossing of the Alps by George White, on September 30, 1910, a feat which ended in his death, the third stage of the aviation race from Paris to Madrid for the Petit Parisien prize was a thrilling one. The aviator, offered by Spanish aero clubs, proved to be the most severe test the aeroplane yet has been subjected to, and two of the three courses it succeeded in flying, have been forced to abandon the flight.

Gilbert and Yadrine began the third stage from San Sebastian, which is 266 miles of the route, early this morning. Gilbert fought the first battle of the air, and succeeded in landing down upon him to give battle. Speaking of his fight with the eagle, Gilbert declared that it was one of the most exciting incidents of the race.

The bird swooped down upon him viciously and struck at him with its powerful beak. It succeeded only in carrying off his cap. He then fired at it, and he believes that one of the shots wounded the bird.

From an elevated hour King Alfonso and other members of the royal family and 50,000 persons thronged the aerodrome at Getafia, to witness the arrival of the aviators. It appears that Yadrine alone is likely to finish. He crossed the city of Burgos at a great height, but later was forced to descend. He will endeavor to complete the race.

Gilbert landed at Olazagutia, about forty miles from San Sebastian, when he attempted to make a fresh start his machine was capsize and partly wrecked. He was rescued, but was not hurt. There is little probability that he can repair the aeroplane within the time limit.

Gilbert is stalled on a mountain slope near Andolan, six miles from San Sebastian, and it is understood he has abandoned the contest.

THE WEATHER

Forecast for Virginia—Fair Friday; Saturday fair, warmer; light, variable winds.

For North Carolina—Fair Friday and Saturday; light, variable winds.

CONDITIONS YESTERDAY.

Thursday midnight temperature... 73

Humidity... 75.2

Wind, direction... North

Wind, velocity... 10

12 noon temperature... Clear

3 P. M. temperature... 87

Maximum temperature up to 5

Minimum temperature... 62

P. M. temperature... 62

Normal temperature... 75

Excess in temperature... 5

Deficiency in temperature since March 1... 25

Accum. excess in temperature since January 1... 124

Deficiency in rainfall since March 1... 3.70

Accum. deficiency in rainfall since January 1... 3.50

CONDITIONS IN IMPORTANT CITIES.

(At 5 P. M. Eastern Standard Time.)

Place... Ther. H. T. Weather.

Ablene... 88 92 Cloudy

Augusta... 86 94 Clear

Asheville... 76 82 Clear

Atlanta... 84 90 Clear

Atlantic City... 82 88 Clear

Boston... 62 62 Cloudy

Buffalo... 61 66 Clear

Charleston... 78 80 Clear

Chicago... 78 80 Clear

Calgary... 42 44 P. cloudy

Denver... 78 86 Cloudy

Duluth... 62 64 Clear

Galveston... 80 82 P. cloudy

Huron... 82 84 P. cloudy

Hayward... 41 44 Rain

Indianapolis... 78 80 Clear

Kansas City... 86 90 Clear

Knoxville... 84 88 Clear

Laurens... 86 94 Clear

Memphis... 88 92 Clear

Mobile... 84 94 Clear

Montreal... 61 70 Cloudy

Nashville... 84 92 Clear

New York... 68 74 Cloudy

Norfolk... 78 84 Clear

North Platte... 86 92 P. cloudy

Omaha... 88 92 P. cloudy

Oklahoma City... 76 80 Clear

Pittsburg... 76 80 Clear

Raleigh... 82 88 Clear

San Francisco... 82 90 Clear

San Antonio... 84 90 Clear

St. Paul... 82 86 P. cloudy

Spokane... 80 84 Cloudy

Savannah... 82 88 P. cloudy

Washington... 78 82 Clear

Wilmington... 78 82 Clear

Wytheville... 74 80 Clear

MINIATURE ALMANAC.

May 26, 1911.

Sun rises... 4:55

Sun sets... 7:13

Moon... 9:08

Evening... 5:01

GOT SO BAD STAYED IN BED

An Ingram Lady Says She Got So Bad She Had to Stay in Bed, Until Released by Cardui.

Ingram, Tex.—"I have suffered from womanly trouble ever since I first became a woman," writes Mrs. E. M. Evans, of this place.

"Last fall I just got so bad I had to stay in bed for nearly a week every month."

"I suffered with a pain in my left side and in my back, but since I have taken Cardui I feel better than I have for years."

Cardui acts on the womanly organs, and helps the system to regain its way.

It is a pure, vegetable extract that has no severe medicinal action, but acts mildly, as a curative medicine should act, and therefore can have no bad after-effects.

You can rely on Cardui. It is prepared for women and not for men. It relieves pain by acting on the cause, and builds up womanly strength where it is most needed.

If your druggist is a friend, ask him confidentially if he recommends Cardui. He will tell you the truth. It is a good medicine. Try it.

N. B.—Write to Ladies' Advisory Dept., Chattanooga Medicine Co., Chattanooga, Tenn., for full particulars and 61-page book, "Home Treatment for Women," sent in plain wrapper on request.

service of the Pacific Steam Navigation Company.

\$1,370,000 MINING SUIT.

Butte-Balaskin Charges the Anaconda With Wrongfully Extracting Ores.

Duluth, Minn., May 25.—The Butte-Balaskin Copper Company, with headquarters in this city, has commenced an action against the Anaconda Copper Mining Company to recover \$1,370,000, alleged to be the value of ores claimed to have been illegally extracted from veins owned by the Butte-Balaskin copper company. There are four counts in the suit covering different periods of illegal extraction.

The action was filed in the courts at Butte, Mont., and is the beginning of one of the biggest mining suits since the famous Heinze-Amalgamated Copper litigation.

Loses Life Taking a Dare.

New York, May 25.—Foster Anderson, a Jersey City athlete, lost his life on a dare at midnight last night. He fell from the top of a sixty-foot nagpole which an acquaintance had dared him to climb.

PARK FOR NEW YORK

Property Worth Million Dollars Offered to City.

New York, N. Y., May 25.—A million-dollar park was offered to the city today by the Hudson River Park Association. The property, which is located near the northern tip of Manhattan Island, commanding a beautiful view of the Hudson River, the Harlem River and the Harlem River.

Mrs. Julia Isham Taylor, of Cobalt, Conn., is the donor, and the only stipulation she makes is that the park be named Isham Park, in memory of her father, to whom the land belonged. The property consists of about 100 acres, bounded by Hudson Street and Two-Hundred and Fourteenth Street, west of Broadway.

HOTTEST MAY DAY

Mercury Makes Record for Height in Chicago.

Chicago, May 25.—To-day was the hottest May day ever known in Chicago. The thermometer stood at 94 degrees at 3 o'clock, the hottest record being 93 degrees on May 31, 1895. The government forecaster announced that no rain was in sight, and that even warmer weather might be expected to-morrow.

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